

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 EMANUEL D. SMITH,

4 Plaintiff

Case No. 2:18-cv-02061-MMD-GWF

ORDER

5 v.

6 JAMES COX et al.,

7 Defendants  
8

9 **I. DISCUSSION**

10 On October 31, 2018, this Court ordered Plaintiff to file a fully complete application  
11 to proceed *in forma pauperis* or pay the full \$400 filing fee for a civil action within 30 days  
12 from the date of that order. (ECF No. 3). On November 26, 2018, Plaintiff filed a motion  
13 for a 60-day extension of time to file a fully complete application to proceed *in forma*  
14 *pauperis* because he had not received his financial certificate from the NDOC yet. (ECF  
15 No. 4). The Court now grants Plaintiff's motion for an extension of time. Plaintiff shall file  
16 a fully complete application to proceed *in forma pauperis* or pay the full \$400 filing fee on  
17 or before Friday, January 25, 2019.

18 **II. CONCLUSION**

19 For the foregoing reasons, IT IS ORDERED that the motion for extension of time  
20 (ECF No. 4) is granted.

21 IT IS FURTHER ORDERED that on or before Friday, January 25, 2019, Plaintiff  
22 shall either: (1) file a fully complete application to proceed *in forma pauperis*, on the  
23 correct form with complete financial attachments in compliance with 28 U.S.C. § 1915(a);  
24 or (2) pay the full \$400 fee for filing a civil action (which includes the \$350 filing fee and  
25 the \$50 administrative fee).

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1 IT IS FURTHER ORDERED that if Plaintiff does not timely comply with this order,  
2 dismissal of this action may result.

3  
4 DATED THIS 28th day of November 2018.

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6 UNITED STATES MAGISTRATE JUDGE